

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Patrick J. Sweeney  
 Title: SPINAL DISC PROSTHESIS SYSTEM  
 Appl. No.: 10/619,757  
 Filing Date: 07/15/2003  
 Examiner: Philogene, Pedro  
 Art Unit: 3733  
 Conf. No.: 7389

**REPLY TRANSMITTAL**

Mail Stop AF  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

|  | Claims<br>As<br>Amended |   | Previously<br>Paid For |   | Extra<br>Claims<br>Present |   | Rate     |   | Additional<br>Claims Fee |
|--|-------------------------|---|------------------------|---|----------------------------|---|----------|---|--------------------------|
| Total Claims:  | 27                      | - | 37                     | = | 0                          | x | \$50.00  | = | \$0.00                   |
| Independent<br>Claims:                               | 5                       | - | 8                      | = | 0                          | x | \$200.00 | = | \$0.00                   |
| First presentation of any Multiple Dependent Claims: |                         |   |                        |   |                            | + | \$360.00 | = | \$0.00                   |
| CLAIMS FEE TOTAL                                     |                         |   |                        |   |                            |   |          |   | \$0.00                   |

☐ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

|  |            |        |
|--|------------|--------|
| <input type="checkbox"/> Extension for response filed within the first month:      | \$120.00   | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the second month:     | \$450.00   | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the third month:      | \$1,020.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fourth month:     | \$1,590.00 | \$0.00 |
| <input type="checkbox"/> Extension for response filed within the fifth month:      | \$2,160.00 | \$0.00 |
| EXTENSION FEE TOTAL:   |            | \$0.00 |
| <input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):         | \$130.00   | \$0.00 |
| CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:  |            | \$0.00 |
| <input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above): |            | \$0.00 |
| Extension Fees Previously Paid:  |            | \$0.00 |
| TOTAL FEE:   |            | \$0.00 |

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date July 20, 2007

By /Jeffrey S. Gundersen/

FOLEY & LARDNER LLP  
Customer Number: 26371  
Telephone: (414) 297-5897  
Facsimile: (414) 297-4900

Jeffrey S. Gundersen  
Attorney for Applicant  
Registration No. 47,619